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OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C.
1940 DUKE STREET
ALEXANDRIA VA 22314

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OFFICE OF PETITIONS

In re Application of	:	
Tomofumi Arakawa	:	DECISION ON PETITION TO
Application Number: 10/060226	:	WITHDRAW HOLDING OF
Filing Date: 02/01/2002	:	ABANDONMENT
Attorney Docket Number: SON-	:	
2352	:	

This is a decision on the "PETITION UNDER 37 C.F.R. § 1.181," filed on September 9, 2005, which is treated as a petition to withdraw the holding of abandonment.

The Office apologizes for the delay in responding to the petition and regrets any inconvenience to petitioner.

The petition is **GRANTED**.

The application was held abandoned for failure to timely supply Page 12 of the application in response to the Notice to File Corrected Application Papers *Notice of Allowance Mailed* mailed on May 2, 2003, which set a thirty (30) day shortened period for reply. Notice of Abandonment was mailed on September 24, 2003.

Petitioner asserts that a proper and timely reply in the form of a copy of Page 12 was filed on June 2, 2003.¹

A review of the record reveals that a copy of Page 12 and the response to the Notice mailed on May 2, 2003, filed on June 2, 2003, is located in the Office's Image File Wrapper system.

As such, the papers filed on June 2, 2003, constituted a complete and timely response to the Notice mailed on May 2, 2003.

¹ The 30 day period for reply ended on June 1, 2003. As June 1, 2003, fell on a Sunday, however, the reply filed on Monday, June 2, 2003, is considered timely filed.
37 CFR 1.7

Therefore, the showing of record is that a response was timely filed, and there is no abandonment in fact. The holding of abandonment is withdrawn, and the Notice of Abandonment is vacated.

The Office apologizes for any inconvenience to petitioner.

The application is referred to the Office of Data Management for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3231.

A handwritten signature in black ink, appearing to read "D. Wood", is positioned above the typed name.

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions